City Council Atlanta, Georgia

04 - 0 - 1939

A SUBSTITUTE ORDINANCE

Z-04-131

BY: COUNCILMEMBER IVORY LEE YOUNG, JR.

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO AMEND THE ZONING ORDINANCE AND THE MAPS ESTABLISHED IN CONNECTION THEREWITH BE CHANGED SO THAT THE FOLLOWING PROPERTY LOCATED AT 762 MARIETTA BOULEVARD BE CHANGED FROM THE I-2 (HEAVY INDUSTRIAL) DISTIRCT TO THE MRC-2 (MIXED RESIDENTIAL COMMERCIAL) DISTRICT; AND FOR OTHER PURPOSES.

NOW, THEREFORE, BE ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA:

<u>SECTION 1.</u> That the Zoning Ordinance of the city of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **762 Marietta Boulevard N.W.**, be changed from the I-2 (Heavy Industrial) District to the MRC-2 (Mixed Residential Commercial) District, to wit:

ALL THAT TRACT or parcel of land lying and being Land Lot 144, 14th District, Fulton County, Georgia, being more particularly described by the attached legal description and or map.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

<u>SECTION 3.</u> That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

<u>SECTION 4.</u> That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

AN ORDINANCE

BY: COUNCILMEMBER IVORY LEE YOUNG, JR.

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO AMEND THE ZONING ORDINANCE AND THE MAPS ESTABLISHED IN CONNECTION THEREWITH BE CHANGED SO THAT THE FOLLOWING PROPERTY LOCATED AT 762 MARIETTA BOULEVARD BE CHANGED FROM THE I-2 (HEAVY INDUSTRIAL) DISTRICT TO PD-MU (PLANNED DEVELOPMENT-MIXED USE) DISTRICT; AND FOR OTHER PURPOSES.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA:

SECTION 1: That the Zoning Ordinance of the City of Atlanta be amended and the maps established in connection therewith be changed so that the following property located at 762 Marietta Boulevard be changed from I-2 (Heavy Industrial District) to PD-MU (Planned Development-Mixed Use) District to wit:

ALL THAT TRACT or parcel of land lying in Land Lot 144, of the 14th District, Fulton County, Georgia being, more particularly described by the attached legal description.

SECTION 2: This amendment is approved under the provision of Section 16-002.003 of the Zoning Ordinance of the City of Atlanta entitled, "Conditional Development" as identified by the use of the suffix :C: after the district designation in Section 1 above. The Director of the Bureau of Buildings, shall issue a building permit for the development of the above described property only in compliance with the approved conditions.

SECTION 3: That maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform to the terms of this ordinance.

SECTION 4: That ordinances and parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

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